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5 Attorney for Defendant,
6 TRENT HARIACZYI
7

8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA, FRESNO

10 * * * * *

11
12 UNITED STATES OF AMERICA,) Case No.: CR-F-02-5301 OWW
13 Plaintiff,) STIPULATION FOR CONTINUANCE AND
14 vs.) PROPOSED ORDER THEREON
15 Trent Hariaczcyi,)
16 Defendant.)
17

18 IT IS HEREBY STIPULATED between the Defendant, Trent
19 Hariaczcyi, by and through his attorney-of-record, Anthony P.
20 Capozzi, and Plaintiff, by and through Assistant United States
21 Attorney, Jonathan B. Conklin, that the hearing now set for May 2,
22 2005, be continued to June 6, 2005, at 1:30 p.m. It is further
23 stipulated by the parties that any delay resulting from this
24 continuance shall be excluded on the following basis:

25 (1) Title 18, United States Code, Section 3161(h)(8)(A) -
26 - that the ends of justice served by taking such
27 action outweighs the best interest of the public and
28 the defendant in a speedy trial;

1 (2) Title 18, United States Code, Section
2 3161(h)(8)(B)(ii): that is unreasonable to expect
3 adequate preparation for pre-trial proceedings or for
4 the trial itself with the time limits established due
5 to the complexity of the case.

6 Respectfully submitted,

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8 Dated: April 27, 2005

9 /s/ Anthony P. Capozzi
10 ANTHONY P. CAPOZZI,
11 Attorney for Defendant,
Trent Hariaczyi

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13 Dated: April 27, 2005

14 /s/ Jonathan B. Conklin
15 JONATHAN B. CONKLIN
16 Assistant United States Attorney

ORDER

IT IS SO ORDERED. Good cause having been shown, the hearing set for May 2, 2005, is vacated and continued to June 6, 2005, at 1:30 p.m. Additionally, time shall be excluded by stipulation from the parties and pursuant to 18 USC §§ 3161(h)(8)(A) and 3161(h)(8)(B)(ii).

Dated: April 29, 2005

/s/ OLIVER W. WANGER

Honorable Oliver W. Wanger
United States District Court Judge